IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 15891 of 1998

Between:

B.UPENDER S/O. RAMAIAH
THORRUR VILLAGE& MANDAL WARANGAL DISTRICT

..... PETITIONER

AND

1 THE MANDAL REVENUE OFFICER
THORRUR WARANGLE DISTRICT
2 THE REVENUE DIVISIONAL OFFICER
MAHABUBANAGAR WARANGAL DISTRICT

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an writ, order or direction more particularly one in the nature of Writ of Mandamus, declaring the order dt.2-6-98 made in Proc.Rc.No.B/1410/98 passed by the 1st respondent, as illegal, arbitrary.

Counsel for the Petitioner: MR.A.PRABHAKAR RAO

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:

This writ petition is filed seeking to declare the Memo dated 02-06-1998 issued by the first respondent in Proc.Rc.No.B/1410/98 suspending the allotment of stocks to the shop of the petitioner pertaining to the month of June, 1998, as illegal and arbitrary.

None appears for the respondents, and no counter-affidavit has been filed on their behalf.

The learned Counsel for the petitioner submitted that the proceedings under Section 6-A of the Essential Commodities Act (for short "the Act") were ended in favour of the petitioner, and no punishment was imposed in the said proceedings. He further submitted that the Memo, which is impugned in the present writ petition, was issued suspending supplies to the shop of the petitioner during the pendency of the proceedings under Section 6-A of the Act.

In view of the above submission of the learned Counsel for the petitioner that the proceedings under Section 6-A of the Act were ended in favour of the petitioner, no further are required to be passed in this writ petition, and particularly when no counter-affidavit is filed by the respondents denying the averments made in the affidavit filed in support of the writ petition.

Accordingly, the writ petition is closed. No costs.

_____

N.V. RAMANA, J

Date: 04-03-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Mandal Revenue Officer
Thorrur, Warangle district
2 The Revenue Divisional Officer
Mahabubanagar, Warangal district

3 Two CCs. to the Government Pleader for Civil Supplies, High Court Buildings, A.P., Hyderabad (OUT).

4 Two CD copies

*Form-NIC-OGS/WP{**VEENA**}*